

IN THE CLAIMS:

Please cancel Claim 1 without prejudice.

Add the following new claim:

--"10. A free standing firepit comprising, in combination:

a) a base support member to maintain the firepit in an upright position;

b) a generally funnel shaped base element having an upper peripheral portion and a bottom grate adapted to hold fuel;

c) a meshed screen mounted on plurality of support posts disposed on said upper peripheral portion of said base element to fully enclose said base element to form an interior space for combustion of fuel; and an access opening to provide user access to said interior space;

d) said meshed screen access opening having an access door movable between a closed and open position;

e) a middle grate having a cooking grill surface pivotedly mounted on a post within said interior space; said support post being adjacent and contiguous to said access door to provide rotational movement of said middle grate through said access opening when said door is in an open position.--"

In Claims 2 through 9 delete the number "1" and insert the number --"10"-- therefore.

LISTING OF ALL APPLICATION CLAIMS

Claim 1. (Cancelled)  
Claim 2. (Cancelled)  
Claim 3. (Cancelled)  
Claim 4. (Cancelled)  
Claim 5. (Cancelled)  
Claim 6. (Cancelled)  
Claim 7. (Cancelled)  
Claim 9. (Cancelled)  
Claim 10. (New)

In compliance with 37 CFR 1.121, enclosed is a clean version of the amended claims (37 CFR 1.21(c)(1)(i) and a marked-up version of the amended claims CFR 1.121(c)(1)(11).